

## Message Text

UNCLASSIFIED

PAGE 01 STATE 220118  
ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00  
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 EA-12  
/051 R

DRAFTED BY EB/OA/AVP:GGRIFFITHS:SP  
APPROVED BY EB/OA:MHSTYLES  
EUR'NE: DWOLFLEY

-----015046 300928Z /10

R 300059Z AUG 78  
FM SECSTATE WASHDC  
TO AMEMBASSY LONDON

UNCLAS STATE 220118

E.O. 11652: N/A

TAGS: EAIR, UK

SUBJECT:CIVAIR: FLYING TIGER CARGO RATES

REF:

1. FLYING TIGER HAS CONTACTED DEPARTMENT CONCERNING FLYING TIGER PROPOSED TARIFF FOR 12 PERCENT INCREASE IN SPECIFIC COMMODITY CARGO RATES FOR CARGO TRAFFIC TRAVELING FROM HONG KONG TO THE US. TARIFF WAS FILED MAY 5 FOR EFFECTIVENESS AUGUST 20, 1978, PURSUANT TO AN IATA AGREEMENT.

2. NOTICE OF DISSATISFACTION ON THIS ORIGINAL FILING RECEIVED BY DEPARTMENT JUNE 5. FLYING TIGER AMENDED FILING, AND NOTICE ON AMENDED FILING RECEIVED JUNE 26 FROM BRITISH EMBASSY. NO CONSULTATIONS WERE REQUESTED BY USG. AT SAME TIME, FLYING TIGER HAD BEEN NOTIFIED BY CAA THAT NOTICE OF DISSATISFACTION BEING SENT TO UNCLASSIFIED

UNCLASSIFIED

PAGE 02 STATE 220118

USG. FT DID NOT REQUEST USG SEEK CONSULTATIONS. ALSO, BY LETTER DATED AUGUST 23, BRITISH EMBASSY EXPRESSED DISSATISFACTION WITH SIMILAR PAN AM AND NORTHWEST FARES FILED FOR EFFECTIVENESS SEPTEMBER 15.

3. HEARING NOTHING MORE FROM UKG, FT INSTITUTED TARIFF IN HONG KONG ON AUGUST 21. ON AUGUST 24, HONG KONG DCA

CONTACTED FT HONG KONG GENERAL MANAGER INFORMING HIM THAT IMPLEMENTATION OF NEW RATES WOULD BE IN VIOLATION OF BERMUDA II. HOWEVER, FT ALLEGES IT UNDERSTANDS THAT HG/DCA DOES NOT OBJECT TO PROPOSED INCREASE ON SUBSTANTIVE GROUNDS; RATHER, PROPOSED FILING IS IMPERMISSIBLE BECAUSE NO AFFIRMATIVE APPROVAL HAS BEEN RECEIVED FROM UKG IN LONDON.

4. WE INFORMED FT THAT CONTRARY TO CAB PRACTICE WHERE SILENCE IMPLIES CONSENT, CAA MAINTAINS THAT FARES MUST RECEIVE APPROVAL FROM UKG BEFORE THEY CAN BE OFFERED. WE STATED THAT BILATERALIS SILENT ON THIS POINT; CONSEQUENTLY, NEITHER PRACTICE VIOLATES BERMUDA 2.

5. ACTION REQUESTED: AT THIS POINT, WE HAVE NO WAY OF KNOWING WHETHER CAA SILENCE ON THESE FARES IS INTENTIONAL OR UNINTENTIONAL. EMBASSY REQUESTED DETERMINE STATUS OF FT FARES. DOES CAA MEAN TO REJECT THEM? IF SO, COULD WE HAVE BENEFIT OF CAA RATIONALE?

6. COMMENT: IN ORDER RELEASED AUGUST 8, CAB APPROVED WITH MODIFICATION THE NORTH/CENTRAL PACIFIC CARGO RATES ESTABLISHED BY THIS IATA AGREEMENT. THE BOARD PLACED 2 CONDITIONS ON ITS APPROVAL OF THESE AGREEMENTS:

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 STATE 220118

1) THAT ANY RATES ESTABLISHED PURSUANT TO THE AGREEMENTS SHALL SERVE AS MAXIMUMS;

2) THAT IATA CARRIERS SHALL BE ABLE TO FILE RATES BELOW THE ONES SET FORTH IN THE AGREEMENTS. CHRISTOPHER

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CARGO, AIR FARES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 30 aug 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 jan 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE220118  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** GGRIFFITHS:SP  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780353-1293  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1978/newtext/t1978087/aaaaafzd.tel  
**Line Count:** 99  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** f4bc8264-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN EB  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 29 mar 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** N/A  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1757200  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR: FLYING TIGER CARGO RATES  
**TAGS:** EAIR, UK  
**To:** LONDON  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/f4bc8264-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014